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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/928,796	08/13/2001	Margaret A. Schwarz	9022.8CT	8406

20792            7590            09/10/2003

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EXAMINER

CARLSON, KAREN C

ART UNIT	PAPER NUMBER
1653	

1653

DATE MAILED: 09/10/2003

Please find below and/or attached an Office communication concerning this application or proceeding.



Art Unit: 1653

Restriction to one of the following inventions is required under 35 U.S.C. 121:

- I. Claims 1, 2, 5, 6, and 17-20, drawn to a method of facilitating vascular growth by inhibiting EMAP II activity via a compound that binds to EMAP II, classified in class 424, subclass 131.1.
- II. Claims 1, 3, 5, 6, and 17-19, drawn to a method of facilitating vascular growth by inhibiting EMAP II activity via inhibiting EMAP II expression, classified in class 514, subclass 44.
- III. Claims 1, 4-6, and 17-19, drawn to a method of facilitating vascular growth by inhibiting EMAP II activity via administration of a EMAP II receptor antagonist, classified in class 514, subclass 2.

Claim 1 is directed to three patentably distinct inventions. If any one of Inventions I-III is elected, Claim 1 will only be examined in-so-far as it pertains to the elected subject matter.

- IV. Claims 7 and 8, drawn to a method of screening combinatorial library compounds that bind to EMAP II, classified in class 435, subclass 7.1.
- V. Claims 7 and 9, drawn to a method of screening protein or peptide compounds that bind to EMAP II, classified in class 435, subclass 7.1.

Claim 7 is directed to two patentably distinct inventions. If any one of Inventions IV or V is elected, Claim 7 will only be examined in-so-far as it pertains to the elected subject matter.

- VI. Claims 10 and 11, drawn to method of screening combinatorial library compounds that bind to DNA encoding EMAP II, classified in class 435 , subclass 6.
- VII. Claims 10 and 12, drawn to a method of screening oligonucleotide compounds that bind to DNA encoding EMAP II, classified in class 435, subclass 6.

Art Unit: 1653

Claim 10 is directed to two patentably distinct inventions. If any one of Inventions VI or VII is elected, Claim 10 will only be examined in-so-far as it pertains to the elected subject matter.

VIII. Claims 13-16, drawn to a method of screening compounds that inhibit EMAP II expression, classified in class 435, subclass 6.

The inventions are distinct, each from the other because of the following reasons:

The methods of Inventions I through VIII require different products and steps and have different endpoints. Therefore, Inventions I through VIII are patentably distinct one from the other.

Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, restriction for examination purposes as indicated is proper.

Applicant is reminded that upon the cancellation of claims to a non-elected invention, the inventorship must be amended in compliance with 37 CFR 1.48(b) if one or more of the currently named inventors is no longer an inventor of at least one claim remaining in the application. Any amendment of inventorship must be accompanied by a petition under 37 CFR 1.48(b) and by the fee required under 37 CFR 1.17(i).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Karen Cochrane Carlson, Ph.D. whose telephone number is 703-308-0034. The examiner can normally be reached on 7:30 AM - 5:00 PM, off alternate Fridays.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Dr. Christopher Low can be reached on 703-308-2329. The fax phone numbers for

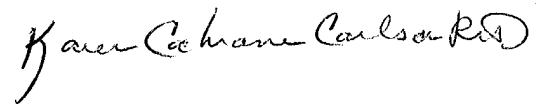
Application/Control Number: 09/928,796

Page 4

Art Unit: 1653

the organization where this application or proceeding is assigned are 703-308-4242 for regular communications and 703-308-4242 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703-308-1235.



KAREN COCHRANE CARLSON, PH.D  
PRIMARY EXAMINER